

Questions for Answers on the Day
(but not taken up)

**Tours of Ministers and State Ministers in
Gulbarga District**

345. Sri BAPU GOWDA (Shahapur).—

Will the Chief Minister be pleased to state :—

(a) the names of the Ministers and State Ministers who toured in Gulbarga District in the months of August, September, October and November 1972 ;

(b) the expenditure incurred on these tours :

(c) the purpose of their tours ?

Sri D. DEVARAJ URS (Chief Minister).—

(a) to (c) The Statement placed on the Table of the House.*

Class I and II Gazetted Officers Belonging to S.C./S.T.

346. Sri MAHENDRA KUMAR (Hulsoor).—

Will the Chief Minister be pleased to state :—

the number of Class I and II Gazetted Officers working in the State and of them the number of Officers belonging to Scheduled Castes and Scheduled Tribes ?

Sri D. DEVARAJ URS (Chief Minister).—

2,315 Class I and 6,193 Class II Officers were working on 1st January 1971. Out of them, 82 and 227 respectively belonged to Scheduled Castes and 11 and 31 respectively belonged to Scheduled Tribes. Figures as on subsequent dates are not yet available,

Matters not revealed in Public Interest
(In Reference to question No. 629)

ಶ್ರೀ ಎಚ್. ಡಿ. ದೇವೇಗೌಡ (ಹೊಸಕೋಟೆ ನರಸೀಪುರ).—ಈ ಸಭೆಯಲ್ಲಿ ಯಾವ ವಿಷಯವನ್ನೂ ಸಾರ್ವಜನಿಕರ ಹಿತದೃಷ್ಟಿಯಿಂದ ರಿವೀಲ್ ಮಾಡುವುದಕ್ಕಾಗುವುದಿಲ್ಲ, ಉಳಿದವನ್ನು ರಿವೀಲ್ ಮಾಡಬಹುದು ಎಂಬುದರ ಬಗ್ಗೆ ರೂಲಿಂಗ್ ಕೊಡಬೇಕು. ಏಕೆಂದರೆ ಸರ್ಕಾರಕ್ಕೆ ಅನುಕೂಲವಾಗುವ ಸಂದರ್ಭ ಬಂದಾಗ ಸಾರ್ವಜನಿಕರ ಹಿತದೃಷ್ಟಿಯಿಂದ ರಿವೀಲ್ ಮಾಡುವುದಕ್ಕಾಗುವುದಿಲ್ಲವೆಂದರೆ ಹೇಗೆ ?

ಅಧ್ಯಕ್ಷರು.—ಈ ವಿಷಯ ಎನ್‌ಕ್ಯೂರಿ ಸ್ಪೆಷಿಯಲ್‌ಗೆ, ಆಮೇಲೆ ತಿಳಿಸುತ್ತೇನೆ ಎಂದು ಹೇಳುತ್ತಿದ್ದಾರೆ.

Sri K. PUTTASWAMY.—I wanted to know the irregularities that have been committed by Mysore Housing Board That is all Even if that is denied to us, I think a very valuable right of the House is taken away

MADAM SPEAKER.—I shall examine it and give a ruling

Sri M. S. KRISHNAN.—Let this question be held over and the same may be taken up for answers after a ruling is given by the Chair. A simple information asked for is not forth coming from the Government.

Sri KAGODU THIMMAPPA.—Under what circumstances you hold over information, must be explained to us ; otherwise it amounts to breach of privilege

Sri M. S. KRISHNAN.—I have requested the Chair to please treat this question as held over question. This is a very important question pertaining to irregularities of an institution which is supposed to construct Houses for the citizens of Bangalore City. Show cause notice is a public document. We would first like to have a ruling from the Chair and then decide upon taking up of this question once again.

ಶ್ರೀ ಕೆ. ಪ್ರಭಾಕರ್.—ವಾನ್ಯ ಅಧ್ಯಕ್ಷರೇ, ಈ ಪ್ರಶ್ನೆ ಮೇಲೆ ಮಾತನಾಡಲು ನಾನು 3 ಸಲ ಪ್ರಯತ್ನ ಮಾಡಿದೆ, ನನಗೆ ಅನಕಾಶ ಸಿಕ್ಕಿಲ್ಲ. ಆದುದರಿಂದ ಮೂರು ಜನ ಮಾತನಾಡಿ ದರು, ಅವರಿಗೆ ಬೇಡವೆಂದು ಹೇಳಿಲ್ಲ.

ಅಧ್ಯಕ್ಷರು.—ಈಗ ಪ್ರಶ್ನೋತ್ತರಗಳ ಕಾಲ ಮುಗಿದುಹೋಯ್ತು.

ಶ್ರೀ ಕೆ. ಪ್ರಭಾಕರ್.—ನಾನು ಇದರ ಬಗ್ಗೆ ಎರಡು ನಿಮಿಷ ಮಾತನಾಡಬೇಕಾಗಿದೆ.

ಅಧ್ಯಕ್ಷರು.—ತಾವು ಕುಳಿತುಕೊಳ್ಳಿ. Let us go to the next question now. This question cannot be held over.

ಶ್ರೀ ಎಚ್. ಡಿ. ದೇವೇಗೌಡ.—ಈ ಸಭೆಯಲ್ಲಿ ಯಾವ ಪ್ರಶ್ನೆಗೆ ಸರಕಾರ ಉತ್ತರ ಕೊಡ ಬಹುದು, ಯಾವುದಕ್ಕೆ ಕೊಡುವುದಕ್ಕಾಗುವುದಿಲ್ಲ ಎಂಬ ಈ ಪ್ರಶ್ನೆ ಇತ್ಯರ್ಥವಾಗಬೇಕು.

MADAM SPEAKER.—I shall examine the question.

Sri H. D. DEVEGOWDA.—Till then you hold over this question.

MADAM SPEAKER.—That cannot be done.

ಶ್ರೀ ಎಚ್. ಎಸ್. ನಂಜೇಗೌಡ.—ಪ್ರಶ್ನೋತ್ತರಗಳ ಕಾಲ ಮುಗಿದು ಹೋಯ್ತು, ತಮಗೆ ಬಾಸ್ತಿ ಇನ್‌ಫಾರ್ಮೇಷನ್ ಬೇಕಾದರೆ ಅರ್ಡರ್‌ಗೆ ಚರ್ಚೆಗೆ ಅವಕಾಶವಿದೆ, ಕೇಳಬಹುದು

ಶ್ರೀ ಎಚ್. ಡಿ. ದೇವೇಗೌಡ.—ಈ ಸಭೆಯ ಹಕ್ಕುಬಾಧ್ಯತೆಗೆ ಚ್ಯುತಿ ತರುವ ಪ್ರಶ್ನೆ ಇದರಲ್ಲ ಇದೆ. ತಮ್ಮ ಇಷ್ಟ ಬಂದವರಿಗೆ ಸರಕಾರ ಉತ್ತರ ಕೊಡುವುದಕ್ಕಾಗುವುದಿಲ್ಲ. ಹಾಗೆ ಕೊಟ್ಟರೆ ನಾವು ಸುಮ್ಮನೆ ಕುಳಿತುಕೊಳ್ಳುವುದಕ್ಕಾಗುವುದಿಲ್ಲ.

ಶ್ರೀ ಡಿ. ದೇವರಾಜ ಅರಸ್.—ಏಕೆ ಹೀಗೆ ಮಾತನಾಡುತ್ತಿದ್ದೀರಿ ?

ಶ್ರೀ ಎಚ್. ಡಿ. ದೇವೇಗೌಡ.—ಕೋಪಮಾಡಿಕೊಳ್ಳುವುದರಿಂದ ಪ್ರಯೋಜನವಿಲ್ಲ. ಪ್ರಶ್ನೆ ಹಾಕಿದರೆ ಸರಿಯಾದ ಉತ್ತರ ಕೊಡದಿದ್ದರೆ ನಾವು ಸುಮ್ಮನೆ ಕುಳಿತುಕೊಳ್ಳಬೇಕೇ ?

SRI D. DEVARAJ URS.—When some of the hon. members raised the question of hold over; I distinctly heard the Hon. Speaker saying that she would examine and give a considered ruling after going through the whole aspect of the matter. I think there it should end. No useful purpose would be served by discussing the same point again and again.

SRI M. S. KRISHNAN.—I have no objection to the Chair giving a ruling after considering all aspects of the matter. We welcome such a ruling. The real issue arises out of the question which has been asked. During the question hour, myself and Sri Puttaswamy requested the Chair to hold over this question because an important matter is involved in it. Supposing you give a ruling saying that the Government has got a right to treat certain matter as secret and that the same could not be divulged, then what happens is this question will lapse. That is why we request the Chair to treat this question as held over. Let the ruling be given and on the basis of the ruling the same question might be allowed to be asked.

MADAM SPEAKER.—The question cannot be held over and I have already declared the question hour as over.

ಶ್ರೀ ಕಾಗೋಡು ತಿಮ್ಮಪ್ಪ.—ಎಂ. ಎಸ್. ಆರ್. ಚಿ. ಸಿ. ಯು ಪ್ರಶ್ನೆ ಬಂದಾಗ ಸಾರ್ವಜನಿಕ ದೃಷ್ಟಿಯಿಂದ ಚಿಕ್ಕಿಕ್ಕಾ ಇನ್‌ಫರ್ಮೇಷನ್ ಅನ್ನು ಕೊಡುವುದಕ್ಕಾಗುವುದಿಲ್ಲ. ಎಂದು ತಪ್ಪಿಸಿ ಕೊಂಡರು. ಇವತ್ತೂ ಕೂಡ ಈ ಪ್ರಶ್ನೆಗೆ ಉತ್ತರ ಕೊಡುವುದಕ್ಕಾಗುವುದಿಲ್ಲ ಎಂದು ಹೇಳುತ್ತಾರೆ. ಯಾವುದಾದರೂ ಹಕ್ಕು ಬಾಧ್ಯತೆ ಕೆಳಗೆ ರಕ್ಷಣೆ ಪಡೆದಿದ್ದರೆ ಮಾತ್ರ ಈ ರೀತಿ ಹೇಳುವುದಕ್ಕೆ ಆಗುತ್ತದೆ, ಇಲ್ಲದೆ ಹೋದರೆ, ಯಾವುದೇ ಸಂದರ್ಭದಲ್ಲಿ ಸದನದಲ್ಲಿ ಬಂದಿರುವ ಪ್ರಶ್ನೆಗೆ ಉತ್ತರ ಹೇಳದೆ ಇರುವುದಕ್ಕೆ ಸಾಧ್ಯವಿಲ್ಲ. ಸರ್ಕಾರ ಕೂಡ ಇಂಥ ಕಾನೂನು ಕೆಳಗೆ, ಇಂಥ ಪ್ರಿವಿಲೆಜ್ ಕೆಳಗೆ, ಇಂಥ ಪ್ರಿವಿಲೆಜಸ್ ಕೆಳಗೆ ಈ ಪ್ರಶ್ನೆ ಬರುತ್ತದೆ ಅದಕ್ಕೆ ಉತ್ತರ ಹೇಳುವುದಕ್ಕಾಗುವುದಿಲ್ಲ ಎಂದರೆ ಸರಿ ಅನಾಮತ್ತಾಗಿ ಪ್ರಶ್ನೆಗೆ ಉತ್ತರ ಹೇಳುವುದಕ್ಕಾಗುವುದಿಲ್ಲ ಎಂದರೆ ಒಪ್ಪಿಕೊಳ್ಳುವುದಕ್ಕಾಗುವುದಿಲ್ಲ. ಈ ಸದನದಲ್ಲಿ ಪ್ರಶ್ನೆ ಕೇಳುವುದು, ನಮ್ಮ ಹಕ್ಕಿನ ಪ್ರಕಾರ ಕೇಳುತ್ತೇವೆ ಎಂದು ಪ್ರಶ್ನೆಗೆ ಉತ್ತರ ಹೇಳುವುದಕ್ಕಾಗುವುದಿಲ್ಲ ಎಂದು ಸರ್ಕಾರದವರು ಹೇಳುವುದಾದರೆ ಸಾಬೀತು ಪಡಿಸಬೇಕು ನೇರವಾಗಿ ತಪ್ಪಿಸಿಕೊಳ್ಳುವುದಕ್ಕೆ ಪ್ರಯತ್ನ ಪಟ್ಟರೆ ನಾನು ಕೇಳುವುದಕ್ಕೆ ತಯಾರಾಗಿಲ್ಲ. ಸರ್ಕಾರ ಯಾವ ದೃಷ್ಟಿಯಿಂದ ಈ ಪ್ರಶ್ನೆಗೆ ಉತ್ತರ ಕೊಡುವುದಿಲ್ಲ ದಯವಿಟ್ಟು ತಾವು ರಕ್ಷಣೆ ಕೊಡಬೇಕು, ಈ ಸದನದಲ್ಲಿ ಇದು ಪ್ರಮುಖವಾದ ವಿಷಯ. ಇಂಥ ನಮ್ಮ ಹಕ್ಕು ಬಾಧ್ಯತೆ ಗಳಿಗೆ ಚ್ಯುತಿ ಉಂಟಾದಾಗ ನಾವು ಸಹಿಸುವುದಕ್ಕಾಗುವುದಿಲ್ಲ ಆದ್ದರಿಂದ ತಾವು ಈ ಪ್ರಶ್ನೆಯನ್ನು ಚರ್ಚೆಮಾಡುವುದಕ್ಕೆ ಅನುಮತಿ ಕೊಡಬೇಕು.

ಶ್ರೀ ಶರಣಪ್ಪ.—ಸೆನ್‌ಜುಡೀಸ್ ಇದ್ದರೆ ಮಾತ್ರ ಹೇಳದೆ ಇರಬಹುದು, ಎನ್‌ಕ್ವಯರಿ ಇದ್ದರೆ ಏಕೆ ಹೇಳಬಾರದು ?

SRI D. DEVARAJ URS.—I would like to say that you have already stated you are going to give a ruling. While giving a ruling the Hon. Speaker may kindly bear in mind Rule 304. If the ruling is given by the Speaker the Government is bound by it.

SRI M. S. KRISHNAN.—According to Rules of Procedure Rules 32 to 45 deal with questions. But now here it has been said that the Government can say, I do not answer. Rule No. 44 says :—

“(1) No discussion shall be permitted during the time for questions under rule 32 in respect of any question or of any answer given to a question.

(SRI D. DEVARAJ URS)

- (2) After a question has been answered any member may, put a supplementary question for the purpose of further elucidating any matter regarding which an answer has been given.
- (3) If a Minister to whom a supplementary question is addressed states that he is unable to answer it without notice the supplementary question may be put only in the form of a fresh question at a subsequent session of the Assembly.
- (4) The Speaker shall disallow any supplementary question if, in his opinion, it infringes the rules as to the subject matter of questions."

The Speaker has not disallowed any supplementary question stating that it infringes the rules. Then it is well within the rules. You have allowed all the questions to be printed and published. That has not attracted Rule 44 (3). Rule 44 (3) simply says "that if a Minister to whom supplementary question is addressed states that he is unable to answer it without notice the supplementary question may be put only in the form of a fresh question." If notice is to be given, we have no answer and have to keep quiet. The Minister did not say an irregularity has been committed. I do not think the Minister is correct in saying I am not prepared to answer. When you give ruling on the matter, please say that this question is heldover.

SRI K. PUTTASWAMY.—I am really grateful to the Hon. Chief Minister for kindly bringing to your notice clause 304 under the Rules of Procedure. I heard him to refer to clause 304. It refers to papers quoted to be laid on the Table. I have not insisted or requested papers to be placed on the Table. I do not want to again make reference to questions and answers and say they are not adequate. I do not want to take away the valuable time of the House. As far as I can say the Government is entitled to withhold certain papers from being placed on the table of this House. My questions are very simple and very ordinary and every now and then such questions are being asked and answered. Some members pointed out only day before yesterday that the Hon. P. W. D. Minister was good enough to give all the contents of the charge-sheet against several officials. This is an important Board charged with providing Housing facilities in the State and what I wanted was, if you can kindly see the answers for all my questions, answers are denied on the ground of public interest. It is for you to appreciate. Even now I make a humble submission to the Speaker and also request the leader of the House to kindly ponder over these questions and answers. The Leader of the House is a person with rich experience for over 30 years and I do not know in his experience he has come across such incident. I must admit I have not come across such incident. This is an occasion where the Chair has to come to the rescue of the members. We are entitled to this information and if the

Government is not prepared to answer or not in a position to answer you can direct them to arrange to furnish answers. I do not want to say anything more. I only request you and the Leader of the House to ponder over this question and see that the legitimate democratic right of the House is conceded.

Sri D. DEVARAJ URS.—Madam Speaker, I have already stated that the gist of the report that has been received which he says in one sentence about the mismanagement of the affairs of the Board is the main cause for giving this notice. I think the Hon. Member Sri Puttaswamy will appreciate after studying Rule No. 304 with the report. In case if the Hon. Members want any further information on that I have no objection. I do not say it should be held over and I did not say it should be held over. It is the Speaker who said that the question hour is over. It is left entirely to the Speaker and we are here to obey the directions of the Speaker and to co-operate with the Speaker in conducting the business of the House. If the Speaker wants that it is helpful in giving ruling we are bound by it.

ಶ್ರೀ ಕೆ. ಎಫ್. ಪಾಟೀಲ್.—ಈ ವಿಷಯದಲ್ಲಿ ಕೆಲವು ಸಂಗತಿಗಳನ್ನು ಸಭೆಯ ಮುಂದೆ ಇಡಬೇಕಾದ ಪರಿಸ್ಥಿತಿ ಎದ್ದಿರಬಹುದು, ಎಂದರೂ ಕೂಡ ಹೌಸಿಂಗ್ ಬೋರ್ಡ್ ಸ್ವಾಚ್ಛಿಗರಿಸಬೇಕು. ಇದರಲ್ಲಿ ಪೋಲಿಸ್ ನೋಟೀಸ್‌ಗಳು ಕಾನ್‌ಫಿಡೆಂಷಿಯಲ್ ಡಾಕ್ಯುಮೆಂಟ್‌ಗಳಿಗೋ ಅಥವಾ ಪಬ್ಲಿಕ್ ಡಾಕ್ಯುಮೆಂಟ್‌ಗೋ. ಈ ಪ್ರಶ್ನೆಯ ವಿಷಯದಲ್ಲಿ ನಾವು ವಿಚಾರ ಮಾಡಿದಾಗ, ಪೋಲಿಸ್ ನೋಟೀಸ್‌ಗಳನ್ನು ಬೋರ್ಡ್‌ಗೂ ಹಚ್ಚಬಹುದು.

ಇಂಥಾದ್ದು ಇದ್ದಾಗ ಪೋಲಿಸ್ ನೋಟೀಸ್ ಏನು ಇತ್ತು ಅದರ ಕಂಟೆಂಟ್ಸ್ ಏನು ಇತ್ತು ಎನ್ನುವುದನ್ನು ಹೇಳದೆ ಹಿಂದಕ್ಕೆ ತೆಗೆದುಕೊಳ್ಳುವ ಸಂಗತಿ ಬರುವುದಿಲ್ಲ. ಪ್ರಶ್ನೆ ತಡೆಹಿಡಿಯುವ ಪ್ರಶ್ನೆ ಇಲ್ಲ. ನೋಟೀಸ್ ಕಂಟೆಂಟ್ಸ್ ಹೇಳದೆ ಇದ್ದ ಸಂದರ್ಭದಲ್ಲಿ ಸ್ಪೀಕರ್‌ರವರು ಸದಸ್ಯರ ಹಕ್ಕುಗಳನ್ನು ಸಂರಕ್ಷಣೆ ಮಾಡಬೇಕು ಎಂದು ಕೇಳಿದಾಗ ಮಂತ್ರಿ ಮಂಡಲಕ್ಕೆ ಡೈರೆಕ್ಟ್ ಮಾಡಿದರೆ ಒಳ್ಳೆಯದಾಗುತ್ತಿತ್ತು.

ಅಧ್ಯಕ್ಷರು.—ಎಲ್ಲಾ ವಿಚಾರಗಳನ್ನು ಗಣನೆಗೆ ತೆಗೆದುಕೊಂಡು ಪರಿಶೀಲನೆ ಮಾಡಿ ನಾನು ರೂಲಿಂಗ್ ಕೊಡುತ್ತೇನೆ.

ಶ್ರೀ ಕಾಗೋಡು ತಿಮ್ಮಪ್ಪ.—ಇಷ್ಟು ಕೇಳಿಕೊಂಡ ಮೇಲೆ ತಾವು ತೀರ್ಮಾನ ಹೇಳುವುದು ಸರಿ. ಸರ್ಕಾರದ ಪರವಾಗಿ ಆ ನೋಟೀಸ್‌ನಲ್ಲಿ ಕಂಡಂಥ ಅಂಶಗಳನ್ನು ನಾವು ಹೇಳುತ್ತೇವೆ ಅಥವಾ ಹೇಳುವುದಿಲ್ಲ ಎನ್ನುವುದು ಸರ್ಕಾರದಿಂದ ಉತ್ತರವೇಕೆ. ಅದರಲ್ಲಿರುವ ಅಂಶಗಳನ್ನು ಪತ್ತೆ ಹೇಳುವುದಿಲ್ಲ ?

Sri D. DEVARAJ URS.—If the hon. Speaker wants I will get a copy of that notice. I will place it before you. If you think it should be revealed, I do not come in the way.

Sri M. S. KRISHNAN.—As far as the Ruling is concerned, you will give it.

MADAM SPEAKER.—Has the member to question it again ?

M. S. KRISHNAN.—You have also got an inherent right under the Rules of Procedure to modify the ruling given by you. Now that you have given a Ruling that the question cannot be help over, it is well within your right to say on the basis of the decision that you arrive at, that you will hold over the question.

Sri MADAM SPEAKER.—Let us close this matter and go to the next subject.